EXHIBIT A

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF PENNSYLVANIA

DONALD PAUL WILKINS, Petitioner,	:	
- v -	:	Civil Action No. 05-144 (Erie)
JAMES SHERMAN, WARDEN, Respondent.	:	

DECLARATION OF JOYCE HORIKAWA

I, Joyce M. Horikawa, make the following declaration under penalty of perjury:

1. I am a Senior Attorney Advisor employed by the United States Department of Justice, Federal Bureau of Prisons, assigned to the Northeast Regional Office in Philadelphia, Pennsylvania. I have been employed in this position since approximately April 8, 2001. Pursuant to my official duties, I have access to records maintained in the ordinary course of business by the Federal Bureau of Prisons, in the Northeast Regional Office

2. I am familiar with the Bureau of Prisons' administrative remedy process for inmates as set forth at 28 C.F.R. § 542.10, et seq. In order to exhaust all process under the Administrative Remedy Procedure for Inmates, an inmate must first attempt to informally resolve the dispute with institution staff. 28 C.F.R. § 542.13. If informal resolution efforts fail, the inmate may raise his or her complaint to the Warden of the institution in which he or she is confined, within 20 calendar days of the date that the basis of the complaint occurred. 28 C.F.R. §§ 542.13, 542.14. If the Warden denies the administrative remedy request, the inmate may file an appeal with the Regional Director within 20 calendar days of the date of the Warden's response. 28 C.F.R. §§ 542.14, 542.15. Under Bureau of Prisons regulations codified at 28 C.F.R. § 542.14(d)(1), if an inmate may be excepted from filing a request for administrative remedy if the inmate reasonably believes the issue he or she seeks to raise is sensitive and his/her safety would be placed in danger if the Request

became known at the institution. When submitting a "Sensitive" request, the inmate mut explain the reason for not submitting the Request at the institution. 28 C.F.R. § 542.14(d)(1). Once an administrative remedy request marked "Sensitive" is received in the appropriate Regional Office, the Regional Administrative Remedy Coordinator (RARC) will review the request. If the RARC agrees that the Request is sensitive, the Request will be accepted. Otherwise, the Request will not be accepted, and he inmate will be advised in writing of that determination. The inmate may pursue the matter by submitting an Administrative Remedy Request locally to the Warden. Id. If the Regional Director denies an inmate's regional administrative remedy appeal or an inmate's "Sensitive" request for administrative remedy, the inmate may appeal that decision to the General Counsel of the Federal Bureau of Prisons within 30 calendar days from the date of the Regional Director's response. See 28 C.F.R. §§ 542.14 and 542.15. The administrative remedy process is not considered to be "exhausted" until an inmate's final appeal is denied by the Bureau of Prisons General Counsel.

3. In the ordinary course of business, computerized indexes of all administrative remedy requests and appeals are maintained on the Bureau of Prisons' computerized database so that rapid verification may be made as to whether an inmate has exhausted the administrative remedy process on a particular issue. Also, in the ordinary course of business, hard copies of all administrative remedy request and appeal packets in which an inmate has reached or attempted to reach at least the Regional level of review with the Federal Bureau of Prisons Northeast Regional Office, are maintained in the Bureau of Prisons Northeast Regional Office. I have access to both the computerized database as well as the hard copies of the administrative remedy packets described above.

4. On or about June 16, 2005, in connection with the above-captioned litigation, I accessed

the computerized indexes of all administrative remedies filed by inmate Donald Paul Wilkins, Reg. No. 14041-102, to determine whether he had attempted to exhaust the highest level of administrative appeal on the issues raised in the above-captioned civil action.

5. Following a search of the indexes of all administrative remedies filed by inmate Wilkins, I determined that he had not exhausted his available administrative remedies on any issue raised in this civil action. My search of the administrative remedies filed by inmate Wilkins indicated that to date he had not filed a single administrative remedy request or appeal on any issue raised in the habeas petition filed under the above-captioned civil action number.

6. Attached hereto, please find a true and correct copy of inmate Wilkins' Public Information Data.

I declare the foregoing is true and correct to the best of my knowledge and belief, and is given under penalty of perjury pursuant to 28 U.S.C. § 1746.

Executed this 16th day of June, 2005.

Joyce M. Horikawa
Senior Attorney Advisor
Philadelphia, PA

NERH4 * PUBLIC INFORMATION * 06-16-2005
PAGE 001 * INMATE DATA * 15:17:43
AS OF 06-16-2005

REGNO..: 14041-102 NAME: WILKINS, DONALD P

RESP OF: MCK / DESIGNATED, AT ASSIGNED FACIL
PHONE..: 814-362-8900 FAX: 814-363-6821
RACE/SEX...: WHITE / MALE
FBI NUMBER.: 485649G DOB/AGE....: 05-29-1947 / 58
PROJ REL MT: GOOD CONDUCT TIME RELEASE PAR ELIG DT: N/A
PROJ REL DT: 01-19-2009 PAR HEAR DT:

------------------------------ ADMIT/RELEASE HISTORY ------------------------------

FCL	ASSIGNMENT	DESCRIPTION	START DATE/TIME	STOP DATE/TIME
MCK	A-DES	DESIGNATED, AT ASSIGNED FACIL	06-20-2003 0825	CURRENT
S42	RELEASE	RELEASED FROM IN-TRANSIT FACL	06-20-2003 0825	06-20-2003 0825
S42	A-ADMIT	ADMITTED TO AN IN-TRANSIT FACL	06-20-2003 0613	06-20-2003 0825
LEW	HLD REMOVE	HOLDOVER REMOVED	06-20-2003 0613	06-20-2003 0613
LEW	A-BOP HLD	HOLDOVER FOR INST TO INST TRF	06-11-2003 1130	06-20-2003 0613
B01	RELEASE	RELEASED FROM IN-TRANSIT FACL	06-11-2003 1130	06-11-2003 1130
B01	A-ADMIT	ADMITTED TO AN IN-TRANSIT FACL	06-11-2003 0635	06-11-2003 1130
BRO	HLD REMOVE	HOLDOVER REMOVED	06-11-2003 0635	06-11-2003 0635
BRO	A-HLD	HOLDOVER, TEMPORARILY HOUSED	06-09-2003 2226	06-11-2003 0635
3-Z	RELEASE	RELEASED FROM IN-TRANSIT FACL	06-09-2003 2226	06-09-2003 2226
3-Z	A-ADMIT	ADMITTED TO AN IN-TRANSIT FACL	05-28-2003 1308	06-09-2003 2226
NER	ADMIN REL	ADMINISTRATIVE RELEASE	05-28-2003 1308	05-28-2003 1308
NER	A-ADMIN	ADMINISTRATIVE ADMISSION	05-28-2003 1306	05-28-2003 1308
2-A	RELEASE	RELEASED FROM IN-TRANSIT FACL	05-28-2003 1306	05-28-2003 1306
2-A	A-ADMIT	ADMITTED TO AN IN-TRANSIT FACL	05-23-2003 1417	05-28-2003 1306
CPG	ADMIN REL	ADMINISTRATIVE RELEASE	05-23-2003 1417	05-23-2003 1417
CPG	A-ADMIN	ADMINISTRATIVE ADMISSION	05-23-2003 1410	05-23-2003 1417
ELK	GCT REL	GOOD CONDUCT TIME REL (CCCA)	01-06-2000 0740	05-23-2003 1410
ELK	A-DES	DESIGNATED, AT ASSIGNED FACIL	01-29-1998 1150	01-06-2000 0740
S13	RELEASE	RELEASED FROM IN-TRANSIT FACL	01-29-1998 1150	01-29-1998 1150
S13	A-ADMIT	ADMITTED TO AN IN-TRANSIT FACL	01-29-1998 0725	01-29-1998 1150
MCK	TRANSFER	TRANSFER	01-29-1998 0725	01-29-1998 0725
MCK	A-DES	DESIGNATED, AT ASSIGNED FACIL	05-20-1997 1101	01-29-1998 0725
3-N	RELEASE	RELEASED FROM IN-TRANSIT FACL	05-20-1997 1101	05-20-1997 1101
3-N	A-ADMIT	ADMITTED TO AN IN-TRANSIT FACL	05-08-1997 1331	05-20-1997 1101
MCK	STATE WRIT	RELEASE ON STATE WRIT	05-08-1997 1331	05-20-1997 1101
MCK	A-DES	DESIGNATED, AT ASSIGNED FACIL	02-13-1997 1510	05-08-1997 1331
2-A	RELEASE	RELEASED FROM IN-TRANSIT FACL	02-13-1997 1510	02-13-1997 1510
2-A	A-ADMIT	ADMITTED TO AN IN-TRANSIT FACL	02-06-1997 0807	02-13-1997 1510
CPG	ADMIN REL	ADMINISTRATIVE RELEASE	02-06-1997 0807	02-06-1997 0807
CPG	A-ADMIN	ADMINISTRATIVE ADMISSION	02-03-1997 0822	02-06-1997 0807
TRM	EXPIRATION	EXPIRATION OF SENTENCE	06-20-1984 1050	02-03-1997 0822
TRM	A-DES	DESIGNATED, AT ASSIGNED FACIL	06-20-1984 1045	06-20-1984 1050
TRM	EXPIRATION	EXPIRATION OF SENTENCE	06-20-1984 1547	06-20-1984 1045
TRM	A-DES	DESIGNATED, AT ASSIGNED FACIL	12-05-1983 1043	06-20-1984 1547
TRM	ADM CHANGE	RELEASE FOR ADMISSION CHANGE	12-05-1983 1041	12-05-1983 1043

G0002 MORE PAGES TO FOLLOW . . .

NERH4 * PUBLIC INFORMATION * 06-16-2005
PAGE 002 * INMATE DATA * 15:17:43
AS OF 06-16-2005

REGNO..: 14041-102 NAME: WILKINS, DONALD P

RESP OF: MCK / DESIGNATED, AT ASSIGNED FACIL
PHONE..: 814-362-8900 FAX: 814-363-6821

TRM	A-HLD	HOLDOVER, TEMPORARILY HOUSED	07-15-1983	1815	12-05-1983	1041
SEA	MAND REL	MANDATORY RELEASE	01-06-1981	1430	07-15-1983	1815
SEA	REL CHANGE	ADMISSION FOR RELEASE CHANGE	01-06-1981	1429	01-06-1981	1430
SEA	FURL TRANS	FURLOUGH W/UNESCORTED TRANSFER	01-06-1981	0600	01-06-1981	1429
SEA	A-DES	DESIGNATED, AT ASSIGNED FACIL	05-26-1978	0900	01-06-1981	0600

G0002 MORE PAGES TO FOLLOW . . .

REGNO..: 14041-102 NAME: WILKINS, DONALD P

RESP OF: MCK / DESIGNATED, AT ASSIGNED FACIL
PHONE..: 814-362-8900 FAX: 814-363-6821
PRE-RELEASE PREPARATION DATE: 07-19-2008

THE FOLLOWING SENTENCE DATA IS FOR THE INMATE'S CURRENT COMMITMENT.
THE INMATE IS PROJECTED FOR RELEASE: 01-19-2009 VIA GCT REL

----------------------CURRENT JUDGMENT/WARRANT NO: 030 ------------------------

COURT OF JURISDICTION...........: NEW YORK, NORTHERN DISTRICT
DOCKET NUMBER...................: 5:02CR00371-001
JUDGE...........................: MORDUE
DATE SENTENCED/PROBATION IMPOSED: 05-15-2003
DATE COMMITTED..................: 06-20-2003
HOW COMMITTED...................: US DISTRICT COURT COMMITMENT
PROBATION IMPOSED...............: NO

	FELONY ASSESS	MISDMNR ASSESS	FINES	COSTS
NON-COMMITTED.:	$100.00	$00.00	$00.00	$00.00

RESTITUTION...: PROPERTY: NO SERVICES: NO AMOUNT: $58,141.66

-------------------------CURRENT OBLIGATION NO: 010 ---------------------------
OFFENSE CODE....: 072
OFF/CHG: 18:513(A) PASSING A COUNTERFEIT CHECK

SENTENCE PROCEDURE.............: 3559 PLRA SENTENCE
SENTENCE IMPOSED/TIME TO SERVE.: 63 MONTHS
TERM OF SUPERVISION............: 3 YEARS
DATE OF OFFENSE................: 09-27-2002

REGNO..: 14041-102 NAME: WILKINS, DONALD P

RESP OF: MCK / DESIGNATED, AT ASSIGNED FACIL
PHONE..: 814-362-8900 FAX: 814-363-6821

------------------------CURRENT COMPUTATION NO: 030 -------------------------

COMPUTATION 030 WAS LAST UPDATED ON 07-10-2003 AT MCK AUTOMATICALLY

THE FOLLOWING JUDGMENTS, WARRANTS AND OBLIGATIONS ARE INCLUDED IN
CURRENT COMPUTATION 030: 030 010

DATE COMPUTATION BEGAN..........: 05-15-2003
TOTAL TERM IN EFFECT............: 63 MONTHS
TOTAL TERM IN EFFECT CONVERTED..: 5 YEARS 3 MONTHS
EARLIEST DATE OF OFFENSE........: 09-27-2002

JAIL CREDIT.....................: FROM DATE THRU DATE
09-27-2002 05-14-2003

TOTAL PRIOR CREDIT TIME.........: 230
TOTAL INOPERATIVE TIME..........: 0
TOTAL GCT EARNED AND PROJECTED..: 247
TOTAL GCT EARNED................: 108
STATUTORY RELEASE DATE PROJECTED: 04-25-2007
SIX MONTH /10% DATE.............: N/A
EXPIRATION FULL TERM DATE.......: 12-28-2007

PROJECTED SATISFACTION DATE.....: 04-25-2007
PROJECTED SATISFACTION METHOD...: GCT REL

REGNO..: 14041-102 NAME: WILKINS, DONALD P

RESP OF: MCK / DESIGNATED, AT ASSIGNED FACIL

PRE-RELEASE PREPARATION DATE: 07-19-2008

THE FOLLOWING SENTENCE DATA IS FOR THE INMATE'S CURRENT COMMITMENT.
THE INMATE IS PROJECTED FOR RELEASE: 01-19-2009 VIA GCT REL

----------------------CURRENT JUDGMENT/WARRANT NO: 040 ------------------------

COURT OF JURISDICTION...........: NEW YORK, WESTERN DISTRICT
DOCKET NUMBER...................: 5:02CR00465-001
JUDGE...........................: MORDUE
DATE SENTENCED/PROBATION IMPOSED: 01-13-1997
DATE SUPERVISION REVOKED........: 05-23-2003
TYPE OF SUPERVISION REVOKED.....: REG
DATE COMMITTED..................: 06-20-2003
HOW COMMITTED...................: COMMIT OF SUPERVISED REL VIOL
PROBATION IMPOSED...............: NO

	FELONY ASSESS	MISDMNR ASSESS	FINES	COSTS
NON-COMMITTED.:	$50.00	$00.00	$00.00	$00.00

RESTITUTION...: PROPERTY: NO SERVICES: NO AMOUNT: $00.00

-------------------------CURRENT OBLIGATION NO: 010 ---------------------------
OFFENSE CODE....: 407
OFF/CHG: 21:841(D)(2) AND 18:2 UNLAWFUL POSSESSION OF EPHEDRINE
*** SUPERVISED RELEASE VIOLATOR ***

SENTENCE PROCEDURE.............: SUPERVISED RELEASE VIOLATION
SENTENCE IMPOSED/TIME TO SERVE.: 24 MONTHS
CLASS OF OFFENSE...............: CLASS D FELONY
DATE OF OFFENSE................: 11-19-1991

REGNO..: 14041-102 NAME: WILKINS, DONALD P

RESP OF: MCK / DESIGNATED, AT ASSIGNED FACIL
PHONE..: 814-362-8900 FAX: 814-363-6821

-------------------------CURRENT COMPUTATION NO: 040 --------------------------

COMPUTATION 040 WAS LAST UPDATED ON 08-14-2003 AT MCK AUTOMATICALLY

THE FOLLOWING JUDGMENTS, WARRANTS AND OBLIGATIONS ARE INCLUDED IN
CURRENT COMPUTATION 040: 040 010

DATE COMPUTATION BEGAN..........: 04-25-2007
TOTAL TERM IN EFFECT............: 24 MONTHS
TOTAL TERM IN EFFECT CONVERTED..: 2 YEARS
EARLIEST DATE OF OFFENSE........: 11-19-1991

JAIL CREDIT.....................: FROM DATE 10-07-1996 THRU DATE 10-07-1996

TOTAL PRIOR CREDIT TIME.........: 1
TOTAL INOPERATIVE TIME..........: 0
TOTAL GCT EARNED AND PROJECTED..: 94
TOTAL GCT EARNED................: 0
STATUTORY RELEASE DATE PROJECTED: 01-19-2009
SIX MONTH /10% DATE.............: N/A
EXPIRATION FULL TERM DATE.......: 04-23-2009

PROJECTED SATISFACTION DATE.....: 01-19-2009
PROJECTED SATISFACTION METHOD...: GCT REL

REGNO..: 14041-102 NAME: WILKINS, DONALD P

RESP OF: MCK / DESIGNATED, AT ASSIGNED FACIL

THE FOLLOWING SENTENCE DATA IS FOR THE INMATE'S PRIOR COMMITMENT.
THE INMATE WAS SCHEDULED FOR RELEASE: 01-06-2000 VIA GCT REL

------------------------PRIOR JUDGMENT/WARRANT NO: 020 ------------------------

COURT OF JURISDICTION...........: NEW YORK, WESTERN DISTRICT
DOCKET NUMBER...................: 1:94CR00205-001
JUDGE...........................: SKRETNY
DATE SENTENCED/PROBATION IMPOSED: 01-13-1997
DATE COMMITTED..................: 02-13-1997
HOW COMMITTED...................: US DISTRICT COURT COMMITMENT
PROBATION IMPOSED...............: NO

	FELONY ASSESS	MISDMNR ASSESS	FINES	COSTS
NON-COMMITTED.:	$50.00	$00.00	$00.00	$00.00

RESTITUTION...: PROPERTY: NO SERVICES: NO AMOUNT: $00.00

---------------------------PRIOR OBLIGATION NO: 010 ---------------------------
OFFENSE CODE....: 407
OFF/CHG: 21:841(D)(2) AND 18:2 UNLAWFUL POSSESSION OF EPHEDRINE

SENTENCE PROCEDURE.............: 3559 SRA SENTENCE
SENTENCE IMPOSED/TIME TO SERVE.: 51 MONTHS
TERM OF SUPERVISION............: 3 YEARS
CLASS OF OFFENSE...............: CLASS D FELONY
DATE OF OFFENSE................: 11-19-1991

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  NERH4          *              PUBLIC INFORMATION                *     06-16-2005
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                                 AS OF 01-06-2000

REGNO..: 14041-102 NAME: WILKINS, DONALD P

                   RESP OF: MCK / DESIGNATED, AT ASSIGNED FACIL
                   PHONE..: 814-362-8900    FAX: 814-363-6821
---------------------------PRIOR COMPUTATION NO: 020 ---------------------------

COMPUTATION 020 WAS LAST UPDATED ON 01-06-2000 AT ELK AUTOMATICALLY

THE FOLLOWING JUDGMENTS, WARRANTS AND OBLIGATIONS ARE INCLUDED IN
PRIOR COMPUTATION 020:   020 010

DATE COMPUTATION BEGAN..........: 01-14-1997
TOTAL TERM IN EFFECT............:    51 MONTHS
TOTAL TERM IN EFFECT CONVERTED..:     4 YEARS      3 MONTHS
EARLIEST DATE OF OFFENSE........: 11-19-1991

JAIL CREDIT.....................:   FROM DATE     THRU DATE
                                    11-19-1991    08-06-1992
                                    03-14-1994    03-14-1994

TOTAL PRIOR CREDIT TIME.........: 263
TOTAL INOPERATIVE TIME..........: 0
TOTAL GCT EARNED AND PROJECTED..: 200
TOTAL GCT EARNED................: 200
STATUTORY RELEASE DATE PROJECTED: 01-06-2000
SIX MONTH /10% DATE.............: 08-25-1999
EXPIRATION FULL TERM DATE.......: 07-24-2000


ACTUAL SATISFACTION DATE........: 01-06-2000
ACTUAL SATISFACTION METHOD......: GCT REL
ACTUAL SATISFACTION FACILITY....: ELK
ACTUAL SATISFACTION KEYED BY....: KER

DAYS REMAINING..................: 200
FINAL PUBLIC LAW DAYS...........: 0
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REGNO..: 14041-102 NAME: WILKINS, DONALD P

RESP OF: MCK / DESIGNATED, AT ASSIGNED FACIL

THE FOLLOWING SENTENCE DATA IS FOR THE INMATE'S PRIOR COMMITMENT.
THE INMATE WAS SCHEDULED FOR RELEASE: 06-20-1984 VIA EXPIRATION

------------------------PRIOR JUDGMENT/WARRANT NO: 010 ------------------------

COURT OF JURISDICTION...........: CALIFORNIA, CENTRAL DISTRICT
DOCKET NUMBER...................: CR 77-1412-MML
JUDGE...........................: LUCAS M M
DATE SENTENCED/PROBATION IMPOSED: 04-17-1978
DATE WARRANT EXECUTED...........: 11-29-1983
DATE COMMITTED..................: 12-04-1983
HOW COMMITTED...................: RETURN OF MAND RELEASE VIOL
PROBATION IMPOSED...............: NO
SPECIAL PAROLE TERM.............:

RESTITUTION...: PROPERTY: SERVICES: AMOUNT: $00.00

---------------------------PRIOR OBLIGATION NO: 010 ---------------------------
OFFENSE CODE....: 071
OFF/CHG: COUNTERFEITING, MONEY OR SECURITIES, INCLUDING ALTERING CURRENCY,
18 USC 471-474.

SENTENCE PROCEDURE.............: 4205(A) REG ADULT-ORIG TERM GRTR THAN 1YR
SENTENCE IMPOSED/TIME TO SERVE.: 4 YEARS
NEW SENTENCE IMPOSED...........: 1 YEARS 3 MONTHS 17 DAYS
BASIS FOR CHANGE...............: MAND REL VIOLATOR WARRANT EXEC

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  NERH4          *             PUBLIC INFORMATION              *      06-16-2005
PAGE 010 OF 010 *                 INMATE DATA                  *      15:17:43
                                AS OF 06-20-1984

REGNO..: 14041-102 NAME: WILKINS, DONALD P

                   RESP OF: MCK / DESIGNATED, AT ASSIGNED FACIL
                   PHONE..: 814-362-8900    FAX: 814-363-6821
---------------------------PRIOR COMPUTATION NO: 010 --------------------------

COMPUTATION 010 WAS LAST UPDATED ON 05-17-1984 AT TRM

THE FOLLOWING JUDGMENTS, WARRANTS AND OBLIGATIONS ARE INCLUDED IN
PRIOR COMPUTATION 010:   010 010

DATE COMPUTATION BEGAN..........: 11-29-1983
TOTAL TERM IN EFFECT............:     1 YEARS      3 MONTHS      17 DAYS
TOTAL TERM IN EFFECT CONVERTED..:     1 YEARS      3 MONTHS      17 DAYS

JAIL CREDIT.....................:   FROM DATE     THRU DATE
                                    07-15-1983    11-28-1983

TOTAL JAIL CREDIT TIME..........: 137
TOTAL INOPERATIVE TIME..........: 0
STATUTORY GOOD TIME RATE........: 7
TOTAL SGT POSSIBLE..............: 108
PAROLE ELIGIBILITY..............: COMMISSION'S DISCRETION
STATUTORY RELEASE DATE..........: 07-15-1984
TWO THIRDS DATE.................: N/A
180 DAY DATE....................: N/A
EXPIRATION FULL TERM DATE.......: 10-31-1984

NEXT PAROLE HEARING DATE........: UNKNOWN
TYPE OF HEARING.................: UNKNOWN

ACTUAL SATISFACTION DATE........: 06-20-1984
ACTUAL SATISFACTION METHOD......: EXPIRATION
ACTUAL SATISFACTION FACILITY....: TRM
ACTUAL SATISFACTION KEYED BY....:

DAYS REMAINING..................:  UNKNOWN
FINAL PUBLIC LAW DAYS...........:  UNKNOWN




G0000       TRANSACTION SUCCESSFULLY COMPLETED
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